

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 20, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning state
- 3 police, civil defense and military affairs.
- 4 Delete everything after the enacting clause and insert the following:
- 5 SECTION 1. IC 10-1-7-0.1 IS ADDED TO THE INDIANA CODE
- 6 AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY**
- 7 **1, 2002]: Sec. 0.1. As used in this chapter, "Amber alert program"**
- 8 **means a program under which the clearinghouse transmits**
- 9 **information about a recently abducted child to broadcasters who**
- 10 **have agreed to participate in the program and who immediately**
- 11 **and repeatedly broadcast this information to the general public.**
- 12 SECTION 2. IC 10-1-7-0.5 IS ADDED TO THE INDIANA CODE
- 13 AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY**
- 14 **1, 2002]: Sec. 0.5. As used in this chapter, "broadcaster" means the**
- 15 **operator of a radio or television station.**
- 16 SECTION 3. IC 10-1-7-5 IS AMENDED TO READ AS FOLLOWS
- 17 [EFFECTIVE JULY 1, 2002]: Sec. 5. (a) The clearinghouse shall do
- 18 the following:
- 19 (1) Collect, process, and maintain identification and investigative
- 20 information to aid in finding missing children.
- 21 (2) Establish a statewide, toll-free telephone line for reports of
- 22 missing children and sightings of missing children.
- 23 (3) **Operate the Amber alert program.**
- 24 (4) Prescribe a uniform reporting form concerning missing
- 25 children for use by law enforcement agencies within Indiana.
- 26 ~~(4)~~ (5) Assist in training law enforcement and other professionals

on issues relating to missing children.

~~(5)~~ (6) Operate a resource center of information regarding the prevention of:

(A) the abduction of children; and

(B) the sexual exploitation of children.

~~(6)~~ (7) Distribute the quarterly report prepared under IC 10-1-7-4(b)(7) to schools and hospitals.

~~(7)~~ (8) Distribute the quarterly report described in subdivision (6) to child care centers and child care homes that make an annual contribution of four dollars (\$4) to the clearinghouse. The contributions must be used to help defray the cost of publishing the quarterly report.

(b) For a missing child who was born in Indiana, the clearinghouse shall notify the vital statistics division of the state department of health:

(1) within fifteen (15) days after receiving a report under IC 31-36-1-3 (or IC 31-6-13-4 before its repeal) of a missing child less than thirteen (13) years of age; and

(2) promptly after the clearinghouse is notified that a missing child has been found.

(c) Upon receiving notification under subsection (b) that a child is missing or has been found, the vital statistics division of the state department of health shall notify the local health department or the health and hospital corporation that has jurisdiction over the area where the child was born.

(d) Information collected, processed, or maintained by the clearinghouse under subsection (a) is confidential and is not subject to IC 5-14-3, but may be disclosed at the discretion of the clearinghouse for purposes of locating missing children.

SECTION 4. IC 10-1-7-5.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: **Sec. 5.5. (a) The clearinghouse may enter into an agreement with one (1) or more broadcasters to operate the Amber alert program.**

(b) The superintendent of state police shall designate staff responsible for the operation of the Amber alert program.

(c) The department shall adopt guidelines governing the clearinghouse's operation of the Amber alert program. The department's guidelines may require that staff, upon receiving a report that a child has been abducted, immediately send by facsimile (fax) transmission or other means of communication a description of the abducted child to one (1) or more broadcasters participating in the Amber alert program.

(d) A broadcaster participating in the Amber alert program shall immediately broadcast:

(1) a description of the abducted child; and

(2) other information that will assist in locating the abducted child;

to the general public in accordance with the Amber alert plan agreement between the clearinghouse and the broadcaster.

(e) The department shall adopt guidelines governing the

1 voluntary Amber alert program agreement between the
 2 clearinghouse and a broadcaster. The voluntary agreement
 3 between the clearinghouse and the broadcaster may include the
 4 following provisions:

5 (1) Upon receiving a notification as part of the Amber alert
 6 program, the broadcaster shall broadcast the information
 7 contained on the notice:

8 (A) one (1) time every fifteen (15) minutes during the first
 9 three (3) hours after the station receives the notice as part
 10 of the station's station identification;

11 (B) after the initial three (3) hours following receipt of the
 12 Amber alert notification has elapsed, one (1) time every
 13 thirty (30) minutes during the following five (5) hours as
 14 part of the station's station identification; and

15 (C) after the initial eight (8) hours following receipt of the
 16 Amber alert notification, the broadcaster shall include the
 17 alert in the broadcaster's news for the following forty (40)
 18 hours.

19 (2) The broadcaster shall broadcast only information related
 20 to the abducted child that is contained in the Amber alert
 21 notification.

22 (3) The broadcaster shall treat the Amber alert notification as
 23 an emergency.

24 (4) The broadcaster shall ensure that the facsimile (fax)
 25 transmission machine or other communications device used
 26 to receive an Amber alert notification is:

27 (A) generally available to receive an Amber alert
 28 notification; and

29 (B) located such that the broadcaster will immediately
 30 become aware of an incoming Amber alert notification.

(Reference is to SB 20 as introduced.)

and when so amended that said bill be reassigned to the Senate Committee on Public Policy.

GARTON

Chairperson